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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

LEVI JONES and CHRISTINE STURGES,
individually and on behalf of all others similarly
situated,

Plaintiffs,

v.

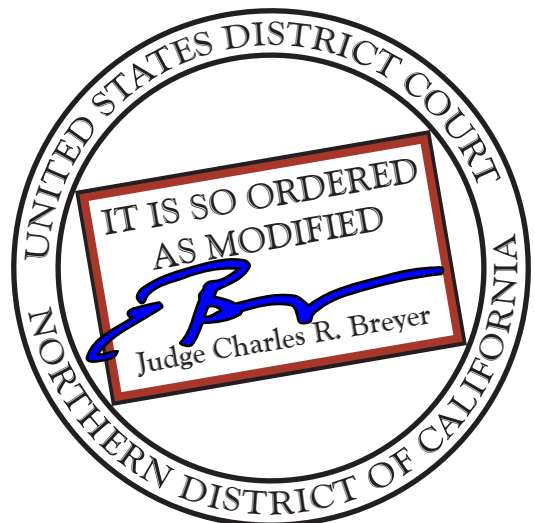
CONAGRA FOODS, INC.,

Defendant.

Case No. 12-cv-1633-CRB

**STIPULATION AND ORDER
SETTING NEW BRIEFING
SCHEDULE AND HEARING DATE
FOR DEFENDANT'S MOTION TO
STRIKE AND MOTION FOR
ATTORNEY FEES**

The Hon. Charles R. Breyer



1 Plaintiffs and Defendant ConAgra Foods, Inc. ("ConAgra"), by and through their
 2 respective counsel of record, enter into the following stipulation, based upon the recitals below:

3 1. On September 9, 2013, Defendant filed a Motion to Strike Class Claims (Dkt. No.
 4 138) ("Motion to Strike") and a Motion for Attorney Fees (Dkt. No. 140). These motions are set
 5 for hearing on October 18, 2013 at 10:00 a.m.

6 2. Counsel for the parties have conferred and agreed, subject to Court approval, to
 7 jointly propose that the briefing schedule and hearing for the Motion to Strike and Motion for
 8 Attorney Fees be modified to have the same deadlines as those previously set by Court Order
 9 (Dkt. No. 118) for Plaintiffs' Motion for Class Certification; specifically, the parties propose that
 10 Plaintiffs' oppositions to the Defendant's Motion to Strike and Motion for Attorney Fees be due
 11 October 9, 2013, and Defendant's reply be due October 30, 2013.

12 3. The parties have further agreed, subject to Court approval, that the hearing date for
 13 Defendant's Motion to Strike and Motion for Attorney Fees be rescheduled to the same date as
 14 the hearing on Plaintiffs' Motion for Class Certification, i.e., November 15, 2013 at 10:00 a.m.

15 **IT IS SO STIPULATED.**

16 Dated: September 20, 2013

HOGAN LOVELLS US LLP

17 By: /s/ Robert B. Hawk
 18 Robert B. Hawk
 Attorney for Defendant
 CONAGRA FOODS, INC.

19 Dated: September 20, 2013

20 By: /s/ David Shelton
 21 David Shelton
 Attorney for Plaintiffs

22 **SIGNATURE ATTESTATION**

23 I, David Shelton, attest that Robert Hawk, counsel for Defendant, has approved the
 24 Stipulation And [Proposed] Order Setting New Briefing Schedule and Hearing Date For
 25 Defendant's Motion to Strike and Motion for Attorney Fees and consents to its filing in this
 action.

26 By: /s/ David Shelton
 27 David Shelton

ORDER

PURSUANT TO STIPULATION, and good cause appearing, the Court orders that Plaintiffs' oppositions to Defendant's Motion to Strike and Motion for Attorney Fees are due October 9, 2013, and that Defendant's replies to the same are due October 30, 2013. The Court further orders that the hearing on Defendant's Motion to Strike, Motion for Attorney Fees and the Plaintiff's Motion to Sever and Motion to Certify Class shall be on November 22, 2013 at 10:00 a.m. for November 22, 2013 at 10:00 a.m.

IT IS SO ORDERED.

Dated: October 2, 2013

